



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5
10-4-02
Don

In Re Application of:

Davis et al.

Serial No.: 09/897,163

Filed: June 28, 2001

Confirmation No.: 1461

For: COATED POLYMERIC FOAM

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TC 1700

Examiner: Vo, Hai

Art Unit: 1771

Docket No.: A179 1010.1

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Box Non-Fee Amendment
Washington, D.C. 20231

Sir:

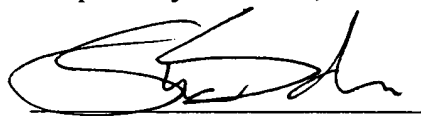
In response to the Restriction Requirement mailed September 10, 2002, Applicants provide the following:

It has been determined that the claims in the present application are drawn to two distinct inventions and restriction to one of the inventions has been required. Specifically, claims 1-14 and 31-39 (Group I) are drawn to a coated polymeric foam. Claims 15-30 and 40-44 (Group II) are drawn to a method of making a coated polymeric foam.

In response to the restriction requirement, Applicants hereby elect the invention of Group I corresponding to claims 1-14 and 31-39. The election is made without traverse; however, Applicants reserve the right to pursue the subject matter of the non-elected claims in a subsequently filed divisional application.

The claims remaining in prosecution, claims 1-14 and 31-39, are believed to define a coated polymeric foam. Accordingly, these claims are believed to be in condition for allowance and an early notice to such effect is earnestly solicited.

Respectfully submitted,



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9/23/02
Date

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Non-Fee Amendment, Assistant Commissioner for Patents, Washington, D.C. 20231 on:

September 23, 2002

Cheryl West

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